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COLUMBIA, SOUTH CAROLINA

May 22, 2007

**VIA ELECTRONIC FILING &
US MAIL ORIGINAL**

Mr. Charles Terreni
Chief Clerk of the Commission
Public Service Commission of South Carolina
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**Re: Application of Ashley Oaks Water System, Incorporated
Docket No. 2007-41-W**

Dear Mr. Terreni:

This firm has filed a petition to intervene out of time on behalf of the Ashley Oaks Phase I Homeowners Association. Although that petition has not yet been ruled on, it is my understanding that no party has raised an objection to our petition. I am therefore taking the liberty of writing this letter urging the Commission to take emergency action to address this serious situation as soon as possible.

We urge the Commission to immediately approve the City of Columbia taking over the operation of the Ashley Oaks water system. We also propose that the order approving that action make it clear that the approval of the transfer of operations will not have any effect on the issues raised by intervenors Stewart and Roberta Young. We think that the Commission has the authority under these circumstances to approve the transfer immediately without prejudice to the Young's opportunity to be heard on the issues which they have raised in their petition and return to the ORS motion.

It is my understanding that no party in this proceeding is opposed to the City of Columbia taking over operation of the water system. It is also my understanding that DHEC is insistent on this system being taken over by the City of Columbia. My clients report to me that the water supply situation is worsening. They believe that the lack of rain is causing the Ashley Oaks wells to dry up and that there doesn't appear to be any relief in sight other than the City taking over the system.

For all of these reasons we request that the Commission proceed with issuing an order as described above. I should tell you that I have attempted to obtain the agreement of all parties to what I have requested in this letter. However, due to time

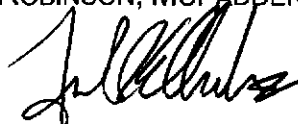
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constraints I have been unable to produce a consensus and I am unable to represent to the Commission that no party will object to the relief that I am requesting. It is my view however, that if the Commission issues an order approving the transfer of operations while reserving the other issues raised by the parties that no party will have a legal ground for objecting to the action taken by the Commission.

If you have any questions, please have someone on your staff contact me.

Yours truly,

ROBINSON, MCFADDEN & MOORE, P.C.

A handwritten signature in black ink, appearing to read 'F. Ellerbe, III', written over the printed name.

Frank R. Ellerbe, III

FRE

cc: Charles H. Cook, Esquire
Nanette S. Edwards, Esquire
H. Clayton Walker, Jr., Esquire
William E. Booth, III, Esquire